



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **MATSUZAKI, Koichi, et al.**

ATTN: MAIL STOP MISSING PARTS

Serial No.: **10/822,860**

Group Art Unit: **1653**

Filed: **April 13, 2004**

P.T.O. Confirmation No.: **2658**

For: **ANTIBODIES SPECIFIC FOR PHOSPHORYLATION SITES AND SCREENING
METHODS USING THE SAME ANTIBODIES**

RESPONSE TO NOTICE TO FILE MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 14, 2004

Dear Sir:

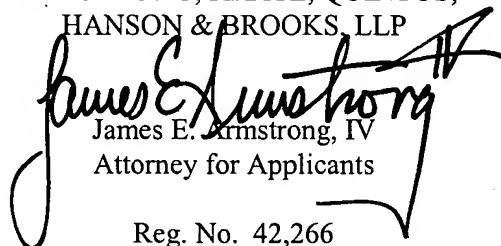
In response to the Notice to File Missing Parts of Application dated **July 14, 2004**, enclosed for filing is an executed Declaration and Power of Attorney and Replacement Sheets of Drawings; (w/ Figs. 1, 2A, 2B, 2C, 3, 4, 5A, 6, 7 and 8) for the above-identified patent application.

Also enclosed is our check in the amount of **\$1,312.00**, for the government filing fee of **\$770.00**, **\$36.00** for extra claims, **\$86.00** for independent claims, **\$290.00** for multiple dependent claims, and the surcharge fee of **\$130.00** for filing the late Declaration. In the event that any additional fees are due with this paper, please charge Deposit Account No. 01-2340.

In the event that this response is not timely filed, applicants hereby petition for an appropriate extension of time. The fees for any such extension may be charged to our Deposit Account No. 01-2340.

Respectfully submitted,

ARMSTRONG, KRATZ, QUINTOS,
HANSON & BROOKS, LLP


James E. Armstrong, IV
Attorney for Applicants

Reg. No. 42,266

JAM/rmp
Atty. Docket No. **040176**
Suite 1000
1725 K Street, N.W.
Washington, D.C. 20006
(202) 659-2930



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PATENT TRADEMARK OFFICE

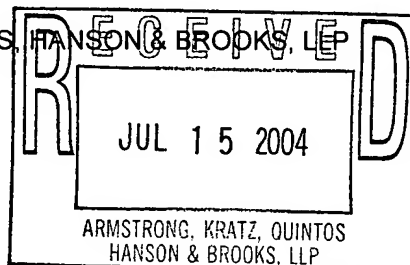
Enclosures: Notice; Declaration; Replacement Sheets of Drawings; (w/ Figs. 1, 2A, 2B, 2C, 3, 4, 5A, 5B, 6, 7 and 8)


 SEP 14 2004
 UNITED STATES PATENT AND TRADEMARK OFFICE

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 UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/822,860 | 04/13/2004 | Koichi Matsuzaki | 040176 |

CONFIRMATION NO. 2658

 23850
 ARMSTRONG, KRATZ, QUINTOS, HANSON & BROOKS, LLP
 1725 K STREET, NW
 SUITE 1000
 WASHINGTON, DC 20006


FORMALITIES LETTER



OC000000013232908

Date Mailed: 07/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/15/2004 ZJUHARI 00000036 10822860

FILED UNDER 37 CFR 1.53(b)

| | |
|------------|-----------|
| 01 FC:1001 | 770.00 OP |
| 02 FC:1051 | 130.00 OP |
| 03 FC:1201 | 86.00 OP |
| 04 FC:1202 | 36.00 OP |
| 05 FC:1203 | 290.00 OP |

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 2C.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and,

where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov**

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$412** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1312** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$412**
 - **\$86** for **1** independent claims over 3.
 - **\$36** for **2** total claims over 20.
 - **\$290** for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Meag. W

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE